

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 10-1421

September Term, 2012

**SEC-75FR70311
SEC-Rel43-63351
SEC-75FR57314
SEC-75FR57092**

Filed On: November 13, 2012 [1404408]

NetCoalition and Securities Industry and
Financial Markets Association,

Petitioners

v.

Securities and Exchange Commission,

Respondent

NASDAQ OMX PHLX LLC, et al.,
Intervenors

Consolidated with 10-1422, 11-1001, 11-1065

BEFORE: Chief Judge Sentelle and Circuit Judges Henderson and Rogers

COURTROOM MINUTES OF ORAL ARGUMENT

PROCLAMATION BEING MADE, the Court opened on November 13, 2012 at 9:30 a.m. The cause was heard as case No. 1 of 3 and argued before the Court by:

Carter G. Phillips, counsel for Petitioners.

Mark Pennington (DOJ), counsel for Respondent.

Eugene Scalia, counsel for Intervenor.

FOR THE COURT:
Mark J. Langer, Clerk

BY: /s/
Shana E. Thurman
Deputy Clerk